

Amendment

TOWNSEND and TOWNSEND and CREW LLP

Two Embarcadero Center, 8th Floor

San Francisco, CA 94111-3834

(415) 406-2400

In re application of Gerald Blatt

App. No. 08/452,227

Filed May 26, 1995

Group Art Unit 3308

For JOINT TREATING METHOD

THE ASSISTANT COMMISSIONER FOR PATENTS

Washington, D.C. 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

☐ Enclosed is a petition to extend time to respond.

☒ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

☐

If any extension of time is needed, then this response should be considered a petition therefor.

The filing fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		OR	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		RATE	ADDIT. FEE
TOTAL	15	MINUS	24	=0	x11=	\$0		x22=	\$
INDEP.	5	MINUS	6	=0	x39=	\$0		x78=	\$
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+125=	\$		+250=	\$
					TOTAL	\$0	OR	TOTAL	\$
					ADDIT. FEE				

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

☒ No fee is due.

Please charge Deposit Account No. 20-1430 as follows:

☐ Claims fee \$ _____
☒ Any additional fees associated with this paper or during the pendency of this application.

2 extra copies of this sheet are enclosed.

Atty. Docket No. 16683-000100

Date August 9, 1996

I hereby certify that this is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents
Washington, D. C. 20231.

Date: August 9, 1996

Joie Secker

TOWNSEND and TOWNSEND and CREW LLP

James F. Hann

Reg. No.: 29,719

Attorneys for Applicant



3308

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Assistant Commissioner for Patents,
Washington, D.C. 20231.

PATENT

August 9, 1996

Attorney Docket No. 16683-000100

TOWNSEND and TOWNSEND and CREW LLP

By Hecker

OK
8-21-96

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)
GERALD BLATT)
Application No.: 08/452,227✓)
Filed: May 26, 1995)
For: JOINT TREATING METHOD)

Examiner: R. Shay

Art Unit: 3308

AMENDMENT

#4/a

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED
AUG 19 1996
GROUP 3300

Sir:

In response to the first Office Action mailed May 9, 1996, please amend this application as follows:

IN THE CLAIMS

Please cancel claims 11-20 and amend claims 1, 6, 7, 21 and 24 as follows. An appendix including all claims is enclosed for convenient reference.

a1
Subject

1. (Amended) A method for treating a joint having first and second mating joint surfaces comprising the following steps:
 - removing at least a portion of the first joint surface so to expose a cancellous bone surface;
 - selecting a non-porous bioresorbable implant;
 - placing [a] the bioresorbable implant between and in contact with the first and second joint surfaces so the implant initially keeps said exposed cancellous bone surface spaced apart from the second joint surface;

non-porous